# Case 16-20862 Doc 47 Filed 08/24/17 Entered 08/26/17 23:27:25 Desc Imaged

Information to identify the case:		
Debtor 1	Wylie S Rogers	Social Security number or ITIN xxx-xx-5528
	First Name Middle Name Last Name	EIN
Debtor 2 (Spouse, if filing)	Leah J Rogers	Social Security number or ITIN xxx-xx-2406
	First Name Middle Name Last Name	EIN
United States Bankruptcy Court Northern District of Illinois		
Case number: 16–20862		

# **Order of Discharge**

12/15

IT IS ORDERED: A discharge under 11 U.S.C. § 1328(a) is granted to:

Wylie S Rogers

If the trustee has filed and served a notice pursuant to Bankruptcy Rule 3002.1(f), and no statement is timely filed by the mortgagee in response, the mortgage addressed by the notice is deemed to be fully current as of the date of the notice.

August 24, 2017

For the court:

Leah J Rogers

<u>Jeffrey P. Allsteadt, Clerk</u> United States Bankruptcy Court

### Explanation of Bankruptcy Discharge in a Chapter 13 Case

This order does not close or dismiss the case.

# Creditors cannot collect discharged debts

This order means that no one may make any attempt to collect a discharged debt from the debtors personally. For example, creditors cannot sue, garnish wages, assert a deficiency, or otherwise try to collect from the debtors personally on discharged debts. Creditors cannot contact the debtors by mail, phone, or otherwise in any attempt to collect the debt personally. Creditors who violate this order can be required to pay debtors damages and attorney's fees.

However, a creditor with a lien may enforce a claim against the debtors' property subject to that lien unless the lien was avoided or eliminated. For example, a creditor may have the right to foreclose a home mortgage or repossess an automobile.

This order does not prevent debtors from paying any debt voluntarily. 11 U.S.C. § 524(f).

#### Most debts are discharged

Most debts are covered by the discharge, but not all. Generally, a discharge removes the debtors' personal liability for debts provided for by the chapter 13 plan.

In a case involving community property: Special rules protect certain community property owned by the debtor's spouse, even if that spouse did not file a bankruptcy case.

# Some debts are not discharged

Examples of debts that are not discharged are:

- debts that are domestic support obligations;
- debts for most student loans;
- debts for certain types of taxes specified in 11 U.S.C. §§ 507(a)(8)( C), 523(a)(1)(B), or 523(a)(1)(C) to the extent not paid in full under the plan;

For more information, see page 2

- debts that the bankruptcy court has decided or will decide are not discharged in this bankruptcy case;
- debts for most fines, penalties, forfeitures, or criminal restitution obligations;
- some debts which the debtors did not properly list;
- debts provided for under 11 U.S.C. §
  1322(b)(5) and on which the last payment
  or other transfer is due after the date on
  which the final payment under the plan
  was due;
- debts for certain consumer purchases made after the bankruptcy case was filed if obtaining the trustee's prior approval of incurring the debt was practicable but was not obtained:

- debts for restitution, or damages, awarded in a civil action against the debtor as a result of malicious or willful injury by the debtor that caused personal injury to an individual or the death of an individual; and
- debts for death or personal injury caused by operating a vehicle while intoxicated.

In addition, this discharge does not stop creditors from collecting from anyone else who is also liable on the debt, such as an insurance company or a person who cosigned or guaranteed a loan.

This information is only a general summary of a chapter 13 discharge; some exceptions exist. Because the law is complicated, you should consult an attorney to determine the exact effect of the discharge in this case.

Form 3180W Chapter 13 Discharge page 2

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Certificate of Notice Page 3 of 3 States Bankruptč Northern District of

In re: Wylie S Rogers Leah J Rogers Debtors Case No. 16-20862-TAB Chapter 13

## CERTIFICATE OF NOTICE

District/off: 0752-1 User: arodarte Page 1 of 1 Date Rcvd: Aug 24, 2017 Form ID: 3180W Total Noticed: 12

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Aug 26, 2017. db/jdb 6815 S .Chappel Ave., Chicago, IL 60649-1606 +Wylie S Rogers. Leah J Rogers, +BAYVIEW LOAN SERVICING, LLC, d/b/a McCalla Raymer Pier, c/o MRPierce, LLC, 24691841 1 N Dearborn, Suite 1300, Chicago, IL 60602-4321 Bankruptcy Department, 24658154 +Equifax Information Services, LLC, Po Box 740241, Atlanta, GA 30374-0241 24658153 Equifax Information Services, LLC, 1550 Peachtree St. NW, Atlanta, GA 30309 +Experian Information Solutions, Inc., 10 1 +Experian Information Solutions, Inc., 475 Anton Blvd., Costa Mesa, CA +Peoples Gas, 200 E. Randolph St., 20th Floor, Chicago, IL 60601-6431 +State of Illinois: Department of Revenue, Po Box 19006, Springfield, II \*\*TransUnion LLC, Po Box 2000, Chester, PA 19022-2000 24658156 Allen, TX 75013-1311 24658155 475 Anton Blvd., Costa Mesa, CA 92626-7037 24658157 24658158 Springfield, IL 62794-9006 24658159 Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.  $\pm -1.00$  + $\pm -1.00$ 4425 Ponce De Leon Blvd., 5th Floor, Bayview Loan Servicing, LLC, Bankruptcy Dept., Miami, FL 33146-1837 EDI: WFFC.COM Aug 25 2017 00:03:00 24687579 Wells Fargo Bank, N.A., Default Document Processing, MAC N9286-01Y, 1000 Blue Gentian Road, Eagan, MN 55121-7700 +EDI: WFFC.COM Aug 25 2017 00:03:00 Wells Fargo Home Mortgage, 24658160 Written Correspondence Resolutions, Mac#X2302-04e Po Box 10335, Des Moines, IA 50306-0335 TOTAL: 3

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Aug 26, 2017 Signature: /s/Joseph Speetjens

### CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on August 24, 2017 at the address(es) listed below:

Andrew J Nelson on behalf of Creditor BAYVIEW LOAN SERVICING, LLC anelson@atty-pierce.com, northerndistrict@atty-pierce.com

on behalf of Debtor 1 Wylie S Rogers jhaller@sulaimanlaw.com, James J Haller

courtinfo@sulaimanlaw.com; bkycourtinfo@gmail.com; ecfnotice@sulaimanlaw.com; sulaiman.igotnotices@g

mail.com;bkecf\_sulaiman@bkexpress.info;r46351@notify.bestcase.com James J Haller

on behalf of Debtor 2 Leah J Rogers jhaller@sulaimanlaw.com, courtinfo@sulaimanlaw.com;bkycourtinfo@gmail.com;ecfnotice@sulaimanlaw.com;sulaiman.igotnotices@g

mail.com;bkecf\_sulaiman@bkexpress.info;r46351@notify.bestcase.com

WELLS FARGO BANK, N.A. ND-One@il.cslegal.com on behalf of Creditor

Joseph S Davidson on behalf of Debtor 2 Leah J Rogers jdavidson@sulaimanlaw.com,

courtinfo@sulaimanlaw.com;bkycourtinfo@gmail.com;ecfnotice@sulaimanlaw.com;sulaiman.igotnotices@g mail.com;bkecf\_sulaiman@bkexpress.info;r46351@notify.bestcase.com

Joseph S Davidson on behalf of Debtor 1 Wylie S Rogers jdavidson@sulaimanlaw.com,

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Marilyn O Marshall courtdocs@chi13.com Patrick S Layng USTPRegion11.ES.ECF@usdoj.gov

Peter C Bastianen WELLS FARGO BANK, N.A. ND-Four@il.cslegal.com on behalf of Creditor

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bankrupt.cv@ksnlaw.com

TOTAL: 12